

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 5322
Gordon Smith for Senate, Inc. (96) and)
Stan Huckaby, in his official capacity as)
treasurer)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission
executive session on August 16, 2005, do hereby certify that the Commission decided
by a vote of 5-0 to take the following actions in MUR 5322:

1. Find reason to believe that Gordon Smith for Senate, Inc. (96)
and Stan Huckaby, in his official capacity as treasurer, violated
2 U.S.C. § 434(b)(3)(E).
2. Enter into pre-probable cause conciliation with Gordon Smith
for Senate, Inc. (96) and Stan Huckaby, in his official capacity
as treasurer, and approve the conciliation agreement, as
recommended in the General Counsel's Report dated July 28,
2005
3. Approve the appropriate letter.

Commissioners Mason, McDonald, Thomas, Toner, and Weintraub voted
affirmatively for the decision. Commissioner Smith did not vote.

Attest:

August 17, 2005
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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